

determination in an administrative review of an antidumping duty order within 245 days after the last day of the anniversary month of the date of publication of the order. The Act further provides, however, that the Department may extend that 245-day period to 365 days if it determines it is not practicable to complete the review within the foregoing time period. The Department finds that it is not practicable to complete the preliminary results in these administrative reviews of certain preserved mushrooms from India, Indonesia, and the People's Republic of China within this time limit because we must request additional information and clarifications of submitted data from the respondents as well as deal with administrative resource constraints.

Therefore, in accordance with section 751(a)(3)(A) of the Act, the Department is extending the time for completion of the preliminary results of these reviews until February 28, 2002.

Dated: July 13, 2001.

Richard W. Moreland,

Deputy Assistant Secretary for Import Administration.

[FR Doc. 01-18123 Filed 7-18-01; 8:45 am]

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DEPARTMENT OF COMMERCE

International Trade Administration

[A-489-501]

Certain Welded Carbon Steel Pipe and Tube From Turkey: Notice of Rescission of Antidumping Duty Administrative Review

AGENCY: Import Administration, International Trade Administration, Department of Commerce.

ACTION: Notice of rescission of antidumping duty administrative review.

EFFECTIVE DATE: July 19, 2001.

SUMMARY: On June 19, 2001, the Department of Commerce (the Department) published in the **Federal Register** (66 FR 32934) a notice announcing the initiation of an administrative review of the antidumping duty order on certain welded carbon steel pipe and tube from Turkey, covering the period May 1, 2000 through April 30, 2001, and one manufacturer/exporter of the subject merchandise, the Borusan Group. We are now rescinding this review as a result of the respondent's withdrawal of its request for an administrative review.

FOR FURTHER INFORMATION CONTACT: Charles Riggle at (202) 482-0650 or

David Layton at (202) 482-0371, Import Administration, Room 1870, International Trade Administration, U.S. Department of Commerce, 14th Street and Constitution Avenue, NW, Washington, DC 20230.

SUPPLEMENTARY INFORMATION:

The Applicable Statute And Regulations

Unless otherwise indicated, all citations to the statute are references to the provisions effective January 1, 1995, the effective date of the amendments made to the Tariff Act of 1930 (the Act) by the Uruguay Round Agreements Act (URAA). In addition, unless otherwise indicated, all citations to Department of Commerce (the Department) regulations refer to the regulations codified at 19 CFR part 351 (April 2000).

Background

On May 31, 2001, the Borusan Group, in accordance with 19 CFR 351.213(b), requested an administrative review of the antidumping duty order on certain welded carbon steel pipe and tube from Turkey. On June 19, 2001, in accordance with 19 CFR 351.221(c)(1)(i), we initiated an administrative review of this order for the period May 1, 2000 through April 30, 2001 (66 FR 32934, June 19, 2001). On June 20, 2001, the Borusan Group withdrew its request for this review.

Rescission of Review

The Department's regulations at 19 CFR 351.213(d)(1) provide that the Department will rescind an administrative review if the party that requested the review withdraws its request for review within 90 days of the date of publication of the notice of initiation of the requested review, or withdraws its request at a later date if the Department determines that it is reasonable to extend the time limit for withdrawing the request. The Borusan Group withdrew its request for review within the 90-day period. Accordingly, this review is rescinded. This determination is issued and published in accordance with section 751 of the Act (19 U.S.C. 1675) and 19 CFR 351.213(d)(4).

July 12, 2001.

Bernard T. Carreau,

Deputy Assistant Secretary for Import Administration.

[FR Doc. 01-18124 Filed 7-18-01; 8:45 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 062701B]

Marine Mammals: Environmental Assessment on Allocating Gray Whales to the Makah Tribe for the years 2001 and 2002

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of availability.

SUMMARY: NMFS announces the availability of an Environmental Assessment (EA) that examines the environmental consequences of issuing the International Whaling Commission (IWC) quota for gray whales to the Makah Tribe for the years 2001 and 2002. NMFS has identified a preferred alternative in the EA that will grant the Makah Tribe the IWC quota of five whales per year with restrictions that would allow a limited hunt on the gray whale summer feeding aggregation.

ADDRESSES: Copies of the EA may be obtained over the Internet at <http://www.nmfs.noaa.gov/prot-res/prot-res.html> under "New Arrivals." Copies of the EA may also be requested by writing to Gale Heim, NOAA/NMFS, Office of Protected Resources, 13th Floor, 1315 East-West Hwy, Silver Spring, MD 20910. Mark the outside of the envelope with "Request for Makah EA." Copies of the EA may also be obtained by contacting Gale Heim at 301/713-2322.

FOR FURTHER INFORMATION CONTACT: Cathy Campbell or Chris Yates, 301-713-2322.

SUPPLEMENTARY INFORMATION: Prior to the 1997 Annual International Whaling Commission (IWC) Meeting, NMFS formally analyzed the environmental impacts of a decision to support or not support whaling, and to determine whether an annual subsistence quota of up to five Eastern Pacific gray whales would significantly affect the quality of the human environment. A draft EA was distributed for public comment on August 22, 1997. After reviewing and addressing the comments received, NMFS issued a final EA and Finding of No Significant Impact on October 17, 1997.

At its 1997 annual meeting, the IWC approved a quota of 620 gray whales for an aboriginal subsistence harvest during the years 1998 through 2002. The basis for the quota was a joint request by the Russian Federation (for a total of 600

whales) and the United States (for a total of 20 whales). In 1998 and 1999, NOAA granted an allocation of up to five whales a year to the Makah Indian Tribe, whose subsistence and ceremonial needs had been the foundation of the U.S. request to the IWC.

U.S. Congressman Jack Metcalf, Breach Marine Protection, and several other plaintiffs brought a lawsuit, *Metcalf v. Daley*, in October 1997, alleging that the U.S. Government had violated the National Environmental Policy Act (NEPA), the Whaling Convention Act, and other statutes. In September 1998, the U.S. District Court for the Western District of Washington ruled in favor of the U.S. Government on all issues.

On June 9, 2000, the Ninth Circuit Court of Appeals overturned one aspect of that decision, ruling that the 1997 EA should have been completed before the U.S. and the Makah Tribe entered into a cooperative agreement. That agreement had provided that, if the Tribe prepared an adequate needs statement documenting a cultural and subsistence need to harvest gray whales, NOAA would request a quota of gray whales from the IWC. Two judges on a three-judge panel held that the timing of the EA, which was completed after the 1996 agreement was signed and before the 1997 annual meeting of the IWC, may have predisposed the preparers to find that the whaling proposal would not significantly affect the environment. The Court ordered NOAA to set aside that finding and comply with NEPA under circumstances that would ensure an objective evaluation of the environmental consequences of the gray whale harvest.

Following the Court action, NOAA rescinded its cooperative agreement with the Makah Tribe on August 11, 2000. NOAA subsequently set the gray whale quota for 2000 (65 FR 75186, December 1, 2000) and 2001 (65 FR 14862, March 14, 2001) at zero, pending completion of its NEPA analysis.

NEPA requires that Federal agencies conduct an environmental analysis of their actions to determine if the actions may affect the environment. Accordingly, NMFS prepared a draft EA, published on January 12, 2001, conducted a public hearing in Seattle, WA on February 1, 2001, and held a 30-day public comment period to allow for public input on the Draft EA. This final EA explores the environmental

consequences of four alternatives: (1) grant Makah Tribe the IWC quota with restrictions that allow a limited hunt on the Pacific coast feeding aggregation; (2) grant Makah Tribe the IWC quota with restrictions to target hunt on migrating whales (similar to the 1999 regime); (3) grant Makah Tribe the IWC quota without time-area restrictions; and (4) (no action) - do not grant Makah Tribe the IWC quota. NMFS has identified the preferred alternative as alternative 1, which will grant the Makah Tribe the IWC quota of five whales per year with restrictions that would allow a limited hunt on the gray whale summer feeding aggregation.

This EA was prepared in accordance with NEPA and implementing regulations at 40 CFR parts 1500 through 1508 and NOAA guidelines concerning implementation of NEPA found in NOAA Administrative Order 216-6.

Dated: July 13, 2001.

Don Knowles,

*Director, Office of Protected Resources,
National Marine Fisheries Service.*

[FR Doc. 01-18005 Filed 7-16-01; 10:34 am]

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DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

[I.D. 070201B]

Marine Mammals; File No. 116-1477

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Issuance of permit amendment.

SUMMARY: Notice is hereby given that SeaWorld, Inc., 7007 Sea World Drive, Orlando, FL 32821-8097 (Principal Investigator: Dudley Wigdahl, SeaWorld of Texas) has been issued an amendment to scientific research and enhancement Permit No. 116-1477 to take Hawaiian monk seals, *Monachus schauinslandi*, for scientific research purposes.

ADDRESSES: The permit amendment and related documents are available for review upon written request or by appointment in the following office(s): see **SUPPLEMENTARY INFORMATION**.

FOR FURTHER INFORMATION CONTACT:

Amy Sloan or Ruth Johnson, 301/713-2289.

SUPPLEMENTARY INFORMATION: On May 21, 2001, notice was published in the **Federal Register** (66 FR 27941) that a request for an amendment to scientific research and enhancement Permit No. 116-1477, to take Hawaiian monk seals, *Monachus schauinslandi*, had been submitted by the above-named organization. The requested amendment has been issued under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*), the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216), the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), and the regulations governing the taking, importing, and exporting of endangered fish and wildlife (50 CFR parts 217-227).

Issuance of this permit amendment, as required by the ESA, was based on a finding that such permit amendment (1) was applied for in good faith, (2) will not operate to the disadvantage of the endangered species which is the subject of this permit, and (3) is consistent with the purposes and policies set forth in section 2 of the ESA.

The permit amendment and related documents are available for review in the following office(s):

Permits Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13705, Silver Spring, MD 20910; phone (301) 713-2289; fax (301) 713-0376;

Regional Administrator, Southwest Region, NMFS, 501 West Ocean Boulevard, Suite 4200, Long Beach, CA 90802-4213; phone (562) 980-4001; fax (562) 980-4018;

Regional Administrator, Southeast Region, NMFS, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432; phone (727) 570-5301; fax (727) 570-5320; and

Protected Species Program Manager, Pacific Islands Area Office, 1601 Kapiolani Blvd., Room 1110, Honolulu, HI 96814-4700; phone (808) 973-2935; fax (808) 973-2941.

Dated: July 13, 2001.

Ann D. Terbush,

*Chief, Permits and Documentation Division,
Office of Protected Resources, National
Marine Fisheries Service.*

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